

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Chia et al. )  
Application No.: 10/755,047 )  
Filing Date: 01/08/04 ) Group Art Unit 2822  
Title: LIGHT EMISSION DEVICE ) Confirmation No. 8700

**Amendment Under 37 C.F.R. 1.312**

To the Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Accompanying this document is a set of formal drawings for filing in the above-identified application. The current application is the subject of a Notice of Allowance dated 10/18/06. This Amendment and the attached drawings are being filed before payment of the issue fee.

The current situation regarding the attached drawings was discussed in a telephone conference between Applicants' representative (the undersigned attorney) and Examiner Zandra V. Smith which took place on or about 12/28/06. It was explained to Examiner Smith during this conference that the undersigned attorney had just recently reviewed the entire file associated with the present application which had previously been substantively handled by other counsel. During a review of the file (and the Notice of Allowance associated therewith), it was discovered by the undersigned that a set of formal drawings was present in the file but was never submitted to the U.S. Patent and Trademark Office by former counsel. Presently on file is a set of informal drawings. Even though the informal drawings were indicated to be acceptable, it is desired and requested that the informal drawings be replaced with the attached formal drawings since they are more clear and legible.

During my conference with Examiner Smith, we discussed

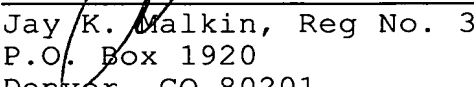
the proper way to get the formal drawings of record in this case. She had indicated that we should submit them as part of an Amendment under 37 C.F.R. 1.312 which is what is being done at this time. It was also explained to the Examiner that the only changes that were made to the formal drawings compared with the informal drawings involved non-substantive items (e.g. involving one or more reference numbers and/or other non-substantive matters). It was indicated by the Examiner that a "red-line" (e.g. annotated) version of the drawings did not need to be submitted (which is reflected in Section 806.02(v) of the Manual of Patent Examining Procedure [M.P.E.P] wherein it is indicated that annotated sheets are not needed when the corrections involve "...mere changes in reference numbers, designations of figures, or inking over lines pale and rough...") Applicants' representative has marked each of the enclosed drawing sheets with the designation "Replacement Sheet" in accordance with M.P.E.P. 608.02(p).

The Examiner is invited to review the attached replacement sheets and, if she has any questions or concerns about them, please let us know as we would welcome the opportunity to discuss them.

The Examiner's assistance in this matter is appreciated and, should anything further be needed, it will be provided immediately upon request.

Respectfully submitted,  
KLAAS, LAW, O'MEARA & MALKIN, P.C.

1/12/07  
Date

  
Jay K. Malkin, Reg No. 31,393  
P.O. Box 1920  
Denver, CO 80201  
Tel: (303) 298-9888  
Fax: (303) 297-2266